

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

BRIANNA MURPHY, et al. : CIVIL ACTION
: NO. 20-2230
v. :
:
JOHN DOE POLICE DETECTIVE #1, :
et al. :

O R D E R

AND NOW, this **27th** day of **September, 2021**, upon consideration of Defendants' motion to dismiss the third amended complaint (ECF No. 36) and the response thereto, and pursuant to the opinion issued this same day, it is hereby **ORDERED** that the motion is **GRANTED in part** and **DENIED in part** as follows:

1. the motion is **GRANTED** in that Count I ("stigma plus" defamation); Count II (state created danger); Count III (state created danger); Count IV (failure to train); and Count V (unconstitutional custom) against Defendant King in her personal capacity are **DISMISSED with prejudice**, and

2. the motion is **DENIED** as to Count V (unconstitutional custom) against Defendant King in her official capacity under a Monell liability theory.

It is further **ORDERED** that the parties shall submit a joint proposed Third Scheduling Order **by October 6, 2021**.

AND IT IS SO ORDERED.

Eduardo C. Robreno

EDUARDO C. ROBRENO, J.